Indiana Legislature.

[REPORTED FOR THE INDIANA STATE SENTINEL.] SENATE.

Tuesday Morning, Jan. 18, 1848. The Senate met and the journal of the preceding day was On motion of Mr. English, a call of the Senate was ordered, and a quorum being present the further call of the Senate

was dispensed with.

Reports from Standing Committees. The amended bill reported back to the Senate incorporating the Ohio and Mississippi Railroad Company, was taken up, and Mr. Walpole offered an amendment striking out that part which gave to the people of different counties a right to say whether the counties will subscribe stock in said road; after some remarks on the propriety of the amendment made by Mr. Walpole, and replies from Mr. Ellis, the previous question was moved by Mr. Ellis, which was on the demand the right to repeal the charter whenever the public good of the ayes and noes withdrawn. The discussion was then further continued by Messis. Walpole, Ellis, Davis and Osborn; the time baving arrived at which the further balloting dividual liability clause. for Canal Trustee was to be continued, the Senate retired for that purpose to the hall of the House; on the 25th ballot, Austin M. Puett was elected, and the Senate adjourned.

AFTERNOON SESSION. The Senate met, and the rules being suspended for that purpose the following bills were introduced: By Mr. Davis, a bill for the relief of Patrick McGinley,

which was referred. By Mr. English, a bill to amend an act entitled an act to incorporate the Ohio and Indianapolis Raitroad Company, which was referred. By Mr. Cassatt, a bill for the relief of the heirs of Louisa

Jane Cassatt, which was referred. By Mr. Read, a bill for the relief of Rudolph Fisher. which was referred. By Mr. Stewart, a bill relative to the time of making re-

ports to the legislature, which was passed. On motion of Mr. Goodenow, the bill fixing the time for holding the circuit courts in the third judicial circuit, was taken up, and on its third reading passed. On motion of Mr. Milller, a resolution containing an

amendment to the rules of the Senate was taken up and A message was received from the House inviting the Senate to attend in the hall of the House, for the purpose of electing a commissioner for the New Albany and Vincennes

Turnpike road, which was reciprocated and the Senate proceeded to the House for that purpose.

The second balloting having resulted in the election of Michael Riley, the Senate adjourned.

> HOUSE OF REPRESENTATIVES. TUESDAY MORNING, Jan. 18, 1848.

A bill changing the name of Ellen Narcissa Brown, to Ellen Maria Graham, was passed. Leave given Mr. Short, to report the bill authorizing the officers of State to sell certain stock in the Madison and Indianapolis Railroad back to the House-and which was re-

ferred to committee on claims. On motion of Mr. Carr, a resolution was adopted inviting the Senate instanter into the hall, for the purpose of continuing the election of Canal Trustee from yesterday. Leave given Mr. Sackett, to introduce a bill incorporating

the Clay Cotton Mill.

Also to Mr. Jones of S., to introduce a bill changing the time of holding Probate Courts in Jefferson, Ohio and Switzerland counties; the rules were suspended, the bill was read three several times, and passed.

When in compliance with the invitation of the House, the Senate came into the ball, and the two Houses in joint convention continued the balloting for Canal Trustee, resulting

Austin M. Pue	It.				70	64	7
John Pitcher,	10	91	# C	-	64	63	- 6
Samuel Hanna,		-	•		1	1	
R. A. Chandler		-			5	9	
James McCamp	bell.				1.	2	
C. H. Test,		-		-	1	1	
R. N. Carnan,				*		1	
Jones	-	*					
Stanfield, -	-	-	*	-			
Blank,	-	-	*		6	7	
Mr. Puett havi	ng ree	ceive	am	ajori	ty of a	ll the vot	es gir
	100		100				

en, was declared duly elected Canal Trustee to serve as such And the convention adjourned-and the House adjourned.

AFTERNOON SESSION. The Speaker laid before the House a communition from the late superintendent of the Wabash and Erie Canal; laid upon the table and ordered to be printed. Leave given Mr. Line, to introduce a resolution inviting

the Senate into the hall, for the purpose of going into the election of superintendent of the Vincennes and New Albany Turnpike road, to-day at half past 2 o'clock. A bill limiting the time of preferring complaints before grand juries, being under consideration, Mr Gooding moved its indefinite postponement.

Mr. Orr thought the matter worthy of consideration. The present system was a great evil as practiced upon in the State—there was a great increase of expense in consequence of the great length of time consumed by sessions of the grand jury.

Mr. Gooding thought the system had better exist as it is,

for too many reasons to state-there might be crimes, and there are many, which take place during court time-it was necessary to take time to sift evidence. Mr. Wolfe said the right place to operate upon this matter was among the people-in his section, there were no in-

Mr. Kinney suggested to amend the bill by making it necessary to have the complaint preferred by the 3rd day of

Mr. Orton said a change in the present system of the grand jury was essential. The grand juries now were a kind of grand inquisitorial system, and they would set three whole weeks. The question being taken on the indefinite postponement, it was not so postponed, but referred to the

A bill incorporating the Indiana Canal Company was referred to the committeee on corporations-on motion to reconsider the vote,

Mr. Sullivan, said he did not wish the individual liability clause to be inserted in said bill-it was in fact a prohibitory clause, forbidding foreign capitalists to come into the State and invest their moneys in improvements. There was no equality in it. A might have \$10,000 in cash and invest it all in stock, B have a capital of \$100,000, and invest \$10,-000 of it in stock: the company becoming insolvent, would be liable for the whole loss, and thus went away the equality of the matter. The reference was reconsidered, and the present the bill was laid upon the table. On motion of Mr. Hamilton, the Senate were invited instanter, into the hall for the purpose of balloting for superintendant of the Vincennes and New Albany Turnpike road.

John Frazier, -Michael Riley, -John W. Waller, Blank, -So Mr. Riley was declared duly elected, and the convention adjourned. And the House adjourned.

WEDNESDAY, JANUARY 19, 1848. The Senate met and the journal of the preceeding day Petitions Presented.

By Messrs. Chenowith, Berry, Cassatt, McCarty, Orth, (a memorial,) Ellis and Marsh, which were appropriately Reports from Standing Committees. By Mr. Martin, against the propriety of abolishing the office of county assessor and creating township assessors.

which report was concurred in by the Senate. By Mr. Walpole, a bill to amend, section 118, article 7 chapter 12, of the Revised Code of 1843, in relation to

sales for taxes; which was engrossed for a third read-By Mr. Davis, a bill for the relief of Louisa Jane Cas-By Mr. McCarty, a bill declaratory of the meaning of

certain chapters of the Revised Code of 1843; which By Mr. Ellis, against giving to executors and administrators the rights and powers which sheriffs have in the

sale of all real estate or personal property as contained in chapters 429 and 430, of the Revised Statutes of 1843; concurred in. By Mr. Rousseau, a bill declaring the marriage of An-

Mr. O:th moved to indefinitely postpone the further consideration of the bill; which was lost—ayes 15, noes The question being on its engrossment, was ordered to

a third reading on to-morrow. By Mr. Hubbard, a bill relative to the suit pending between the Vincennes University and the State of Indiana; engrossed for a third reading.

By Mr. Robinson, a bill amending the license law of last winter, with an amendment, confining the bill in operation to certain counties; engrossed. By Mr. Winchel, recommending the indefinite postponement of a bill in regard to the sealing of certain in-

struments of writing; concurred in. By Mr. Robinson, a bill extending the jurisdiction of

justices of the peace in criminal causes. Mr. Cornett moved to lay the report on the table-car-

By Mr. Henry, recommending the indefinite postponement of a bill regulating appeals from inferior courts to the circuit court; concurred in. . By Mr. Murphey, recommending the passage of a bill regulating the holding of elections; which was engrossed for a third reading.

By Mr. Stewart, against the prayer of J. M. Bussenger, for a divorce; concurred in. By Mr. McCarty; against the prayer of Hallem Waterburne, for a divorce; concurred in By Mr. Orth, to repeal an act entitled, an act for the

relief of the Minmi Indians; passed. By Mr. Morrison, against the prayer of certain petition-ers in regard to the school laws; which was concurred

By Mr. Beard, to vacate a road in Laporte county and for the relief of O. P. Ludlow; passed.

By Mr. Osborn, to compel the trustees of the Wabash and Erie canal to allow interest on canal scrip to purchasers of canal lands, with an amendment; concurred Leave granted, Mr. Ellis introduced a bill to amend an

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act, entitled, an act to reduce the toll on the Vincennes and New Albany Turnpike road; passed. By Mr. Winchell, to incorporate the Indianapolis and

Muncie Railroad, with sundry amendments; not con-Mr. Barbour offered an amendment giving to the State

Mr. McCarty offered an amendment containing the in-The Senate adjourned.

AFTERNOON SESSION. On motion of Mr. Handy, a call of the Senate was had and the sergeant-at-arms sent for the absentees. A quorum being present, the further call was dispensed with, and the order of business was suspended for the in-troduction of the following resolution, bills and reports. By Mr. Orth, a resolution that the Senate will, the House concurring, at 3 o'clock this afternoon, go into the election of a Judge of the Tippecanoe court of common

By Mr. Murphey, a bill to correct a misprint in an act, entitled an act to incorporate the town of Greensburgh;

By Mr. Murray, authorizing Isaac Huffner to erect a dam across the Salamonia river; passed By Mr. Hobbard, to amend a chapter of the Revised Code of 1843; referred.

By Mr. Taber, to amend an act entitled, an act to it corporate the town of Logansport; referred.

Mr. Osborn reported back a bill authorizing the county of Laporte to borrow money and increase the taxes;

By Mr. Martin, incorporating the Eel River Manufac turing Company, amended so as to include the individual liability clause; adopted, and the bill engrossed. By Mr. Cassatt, for the relief of John Boon; referred.

By Mr. Berry, for the benefit of the recorder of Miami

The Senate being full, the question pending on the adournment relative to the individual liability clause, conained in the amendment of Mr. McCarty, to the bill incorporating the Indianapolis and Muncie Railroad Company, was taken up, and the amendment lost-ayes 18,

Mr. Milligan offered an amendment, making the directors individually liable for all debts contracted above the amount of stock subscribed and paid over; which was lost-aves 22, noes 26.

Mr. Barbour proposed an amendment, striking out sev-Mr. Walpole moved the previous question; which was not seconded by the Senate.

A message was received from the House inviting the

Senate to proceed to the Hall of the House, for the purpose of going into a joint election of a Judge of the Tippecanoe court of common pleas; which was reciprocate The balloting having resulted in the election of A. M. Crane, the Senate returned, and Mr. Barbour's amend-25th ment having been taken up,
75 Mr. Walpole moved to refer the bill and amendment to

a select committee; which carried. On motion of Mr. Ellis, the bill incorporating the Ohio and Mississippi Railroad Company was taken up. Mr. McCarty offered an amendment giving the State power to fix the rates of toll on sa to allow said company to realize more than 10 per cent.

of dividends on the capital invested. Mr. Henry proposed an amendment to the amendment so as to make the company, when the dividends shall exceed 15 per cent. on the capital invested, pay the overplus over to the Treasurer of State for the use of common

Mr. Ellis moved to lay the amendment on the table which carried-ayes 34, noes 16. Mr. Stewart proposed an amendment to the bill making the directors individually liable for all debts contracted

above the amount of good stock; which was laid on the table-ayes 28, noes 20. Mr. Stewart offered an amendment giving to the legislature the right to alter or amend the charter of said com-

pany; which was laid on the table-ayes 28, noes 20. Mr. Osborn moved the previous question, which was seconded by the Senate; and the question being on the engrossment of the bill, it carried. The Senate adjourned.

> HOUSE OF REPRESENTATIVES. WEDNESDAY MORNING, Jan. 19, 1848.

Petitions Presented. By Mr. Bryant, from Squire Aldridge. By Mr. Lane, of civizens of Dearborn county.

By Mr. Meredith, of citizens of Wayne county, for the amendment of certain laws therein named. By Dr. Ford, from citizens of Jackson county, By Mr. McDonald of A., of citizens of Huntington and

By Mr. Jones of B., for a State road therein named. By Dr. Ford, for a change in a State road therein named. By Mr. Williams of M., for a change in a State road there-

By Mr. Winstandley, relative to license law of last session, by upwards of one thousand citizens of Floyd county—also a remonstrance by Mr. Winstandley, upon the same

Mr. Winstandley said the petition was signed by 1,053 persons, and the remonstrance by upwards of 400, and the ersons on both were as respectable citizens as any in the State. He sald the petition was signed by others than disappointed politicians and office seekers, and the remonstrance

he must say in justice to the signers of the same, was signed under a temporary excitemet, and a portion of their statements he thought were made in over-zealousness. By Mr. Orton, of a like petition. By Mr. Ford, for the location of a State road therein By Mr. Winstandley, of citizens of Floyd county relative

to the preservation of sheep. By Mr. Kennard, for the location of a State road therein By Mr. Slater, relative to the division of Ohio and Dear-

born counties-also a remonstrance on the same subject of about 75 yards in length; laid on the table.

By Mr. McDonald of A., for the location of a State oad

By Mr. Dimmett, of — Lee; laid upon the table. By Mr. McDonald of L., of citizens of Lake county. By Mr. Dobson, of - Scott.

By Mr. Dimmett, for the incorporation of a certain company therein named. By Mr. Widney, for an alteration of a road law therein By Mr. Dobson, of citizens of Owen and Clay counties,

for a State road therein named. By Mr. Dougherty, of citizens of Morgan county, relative to a change in the road laws. By Mr. Neal, reference to a State road therein named. By Mr. Dougherty, for the legalization of a certain act

herein named By Mr. Frazier, of citizens of Wayne and Randolph counties, in relation to a State road.

By Mr. Terry, of Henry O'Riley, to secure certain advantages to Telegraph companies. By Mr. Keiser, of - Stephenson, of Allen county for

Mr. Wolfe moved to lay on the table; carried. By Mr. Ford, of citizens of ---- county. By Mr. Campbell, of citizens of Franklin county.

By Mr. Commons, in reference to the Seminary in Wayne By Mr. Blythe, of Hopkins and others for the vacation By Mr. Harlan, of citizens of Marion and Grant counties. By Mr. Kennard, of citizens of Clinton county.

By Mr. Cole, to compel keepers of stallions to procure By Mr. Baldwin, for the taxation of dogs. By Mr. Major, relative to a school house in Shelby county.

By Mr. Harlan, relative to a State road therein named. Also by Mr. Orr, of a remonstrance on the same road. By Mr. Neal, for the incorporation of the town of Eagle By Mr. Bryant, for a horse ferry at Williamsport.

Which were each read, and referred to the appropriate com-Reports from Standing Committees. By Mr. Bryant, from the committee of ways and means, indefinitely postponing a bill repealing a bill regulating the

duties of county treasurers; concurred in. By Mr. Dunham, from the same committee, on the same subject with another bill, amending, and explaining a certain statute therein named, relating to fees of county treasurers;

By Mr. Lane, of same committee, of a bill for the relief f citizens of certain counties therein named, lying on Ohio river. Mr. Stanton, of the committee dissenting therefrom.

Mr. Lane, stated a neighboring State, had done more for their sufferers by the freshet in the Ohio river, than this bill contemplates; she had relinquished the whole tax due from the counties to the State. A single citizen had done more for one city than this bill contemplates. Dearborn county, was a prempt tax-paying county-she was laxed more heavily than any other in the State. She would compare with the county of Wayne, which is proverbial for the amount of taxes, and her punctuality in payment.

Mr. Cookerly, sympathized with the sufferers, but he thought it was not politic to pass this bill-there would be petitions from sufferers on other rivers; White river, White Water and others. If a precedent was now set, there would be other petitions. He was willing to vote for the proper amendment for individual suffereis.

Mr. Meredith, thought it due to the sufferers, to afford re-lief to them-and would vote for relief coming from what When the House adjourned. AFTERNOON SESSION.

Leave given Mr. Coving on, to introduce a resolution of inquiry of the Warden of the State Prison, whether the guard house of the Prison was now occupied, if so by whom;

INDIANAPOLIS, JANUARY 27, 1848.

mmittee of education, the employment of a clerk for a ime not exceeding five days; adopted.

The consideration of the bill for the relief

courties therein named, was continued by Mr. Stanton, remarking, that it was inexpedient to pass the bill-he thought the reasons for the passage of the bill were insufficient. The Ohio river overflowed but probably from taxation until the completion of the road. once in 16 years-other rivers every 5 or 6 years-he sympathized with the sufferers but sympathy should not overcome better judgment-part of the taxes, the greater portion, had been paid, why then the relief for the remainder? It was true Dearborn county paid high taxes, but the facilities for return of their produce were great-the great plenty of the bottoms on the river, were over those of the residents of the hills. The accidents happening but once in every 16 case; it could not be done. He thought the magnitude of the case was not sufficient for the relief asked for. He Messis. Handy, McCarty, and Barbour opposed it, the amendcould not let his better judgment be carried away by his ment was adopted, ayes 29, noes 21.

Mr. Short saw no necessity for the passage of the bill. It was favoring but few counties, when more were as deserving. If a law be passed, let it be a general one. There were probably counties in the State more sufferers by the freshet than those mentioned. He thought the State would sustain damage by the passage of the Danville, in Hendricks county, a point. bill. Damages had been done in other parts of the State which had been alluded to in this bill. If it was only for Dearborn, although it would be a bad precedent, there would be more reason for it. If relief be given once, it fered by Mr. Beard, it carried. nust be given again. Purchasers had speculated in the ands of the Ohio river; -if then they lose, must they be compensated by the legislature for their !oss? where would it stop? [Mr. S. here read from the statute a portaining the bill of the Senate, to amend an act entitled an ion of the law relative to the collection of taxes.] If, act incorporating the White Water Valley Canal, with an then, remarked Mr. S., we commence to pny these losses, amendment of the House, was taken up, and the amendment when shall we stop? if relief be given to one portion of concurred in; ayes 27, noes 7. the State, relief must be given to others.

Mr. Orton wished the bill to pass-all that the State could y the passage of the bill, lose, would be but the remainder of the taxes and from the counties named for one year. He thought the State should do it-it was a magnanimous thing on the part of the State. He saw nothing in the bill to op-

Mr. Lane replied the penalty for the non-payment of ten per cent was paid into the county treasury, and not into the curred in.

might be true the revenue of the State would not be affect-ed; but let the precedent be established, and whenever any calamity either of fire, water, or by other means, application would be made for relief. Let us set a precedent in this matter. And whichever way it may be, so will be the course hereafter. When would the matter stop if this bill pass? He would oppose its passage.

Mr. DeBruler remarked, that the soil of the Ohio was rich, but the farmers of the same had paid high for their soil, for now gone, and white flinty sand was on it; it was rendered desolate. Men who had laid out all they had on their farms were now entirely stripped of all they had; houses, barns, corn, cattle,-all gone. He thought they ought to have relief. He knew what the bottoms of White river werethere the overflows were generally worth ten per cent, as they deposited a loam over the ground, and not a flinty white sand as the Ohio River does.

grauting relief in cases of calamity.. As for instance in case of the Congress, in the New York fire. But that was re-location of a State road in Dearborn county. an extraordinary case. He was not in favor, generally, of granting these kind of bills-but this overflow of the Ohio | therein named. river was an extraordinary case, he should therefore vote for

The debate was continued further by Messrs. Line, Orr and A message here was received from the Senate, containing resolution that the Senate and the House concurring therein go into an election of Judge of Common Pleas, for the county of Tippecanoe, at 3 o'clock this P. M. road in Noble county.

The question being taken on concurring in the report of he committee, it was concurred in. Ayes 55, Nays 26, so bill chartering the city of Madison. the bill was ordered to be engrossed. On motion of Mr. Hamilton, the resolution of the Senate to go into the election of Jugde of the Court of Common Pleas,

of Tippecanoe county—was reciprocated by the House, and a resolution inviting the Senate instanter, into the Hall to go into said election was adopted. Lave given Mr. Sullivan, to introduce a resolution, referring the report of the Warden of the State Prison, to the committee on the State Prison, which was adopted. Leave given Mr. Orr, to introduce a bill amendatory of an

act giving further time to the treasurer of Delaware county, to pay in the State Revenue. The Senate and the House proceeded in joint ballot, to the election of Judge of the Tippecanoe Court of Common

When Addison M. Crane, of Tippecanoe county, was chosen on the first ballot, having received 88 votes. The convention then adjourned The House then adopted a resolution going into committee of the whole, on to-morrow, on the Governor's

The bill for the relief of the White Water Valley Ca nal Company was taken from the table; and being upon Mr. Cookerly moved it be refered to the committee on

corporations. After some discussion, the bill was not so referred. Mr. Dunham moved to amend. Mr. Lane called for the previous question, which wa seconded by a vote of 58 to 22.

Mr. Dunham moved to adjourn. Mr. Harvey rose to a point of order, that as the House had seconded the appeal, there was a motion pending. The Speaker decided the motion to be out of order.

Mr. Dunham appealed from the decision of the chair sending up the appeal in writing. The decision of the chair was sustained by the decision

SENATE.

THURSDAY, January 20, 1848. The Senate met, and the journal of the preceding day was

was suspended, and the bill of the House explanatory of an Joseph county. act to secure to Ohio county a portion of the school and surplus revenue funds, was taken up and referred. On motion of Mr Randail, the bill of the House to locate a State road in the counties of Allen and DeKalb, was taken

up and referred. Petitions Presented. Messrs. Milligan, Goodenow, Stewart, Murphy, and Hollo way presented petitions, which were referred. Reports from Standing Committees.

Mr. Orth reported back a bill to amend the 10th chapter o the Revised Statutes in relation to the duties of county surveyors, and giving them additional powers, with an amend-Mr. Goodenow offered an amendment to the report.

On motion of Mr. Rosseau, the report, with the amend ment was referred to a select committee. Mr. Morrison moved to instruct the committee to inquire into the expediency of making other amendments, and the committee was so instructed. Mr. Walpole reported back a resolution in relation to the power of justices of the peace to issue a capias ad respon-

dendum, where debtors are about removing from the county where they resided, recommending that such power shall not be granted; the report was not concurred in. Mr. Robinson moved to refer the resolution to a seleccommittee, with instructions to report a bill. After some discussion, Mr. Stewart moved to lay the reso

ution and motion on the table; carried, aves 27, noes 21. By Mr. Goodenow, against the petition of sundry persons praying the repeal of a law vacating a certain road in the lown of Lawrenceburgh; concurred in. By Mr. Davis: A bill creating a new bank district; which was read a first time

Mr. Handy reported back a bill incorporating the Madison and Biownstown Turnpike Company, with an amendment ontaining the right of repealing the charter by the Legis-Mr. Goodenow moved to lay the amendment on the table; carried, ayes 32, noes 16; and the bill was ordered to be engrossed.

By Mr. Houghton: A bill to incorporate the town of Hunt-

ington; passed to a second reading. Mr. Hubbard reported back a bill incorporating the Rushrille and Lawrenceburgh Railmad Company, with an amendment, which was concurred in, and the bill ordered to be Mr. Millikin reported back a bill incorporating the Ripley Medical Society; ordered to be engrossed.

Mr. Hubbard reported back a bill incorporating the Junetion Railroad Company, with an amendment, striking out that part or the bill providing that no taxes should be assessed on the stock of said company until a dividend of six per cent, should be declared among the stockholders. Mr. Walpole moved to lay the amendment on the table. Mr. Handy moved to include the bill with it.

A division of the question being demanded, a vote was aken on Mr. Walpole's motion, and the motion was lost; ayes 13; noes 31. The Senate adjourned. AFTERNOON SESSION. The question pending at the time of adjournment in relaon to concurring in the report of the committee amending

the bill incorporating the Junction Railroad Company, by

striking out the provision that the stock should be exempt from taxation until a dividend of six per cent. should be de- 1 o'clock; laid on the table clared, was put and the report concurred in. Mr. Stewart offered an amendment, containing the repeal-Mr. Hubbard moved to lay the antendment on the table; whether that clause shall be included in corporations or not. which carried, ayes 25, noes 21.

seconded by the Senate; and the question being on the cu- the present. grossment of the bill, it was engrossed; ayes 32, noes 16. | Mr. Neal was in favor of adopting the resolution. The

Leave given Mr. Kinney, to introduce a resolution giving On motion of Mr. Simpson, the rules were suspended and the bill read a third time and passed; ayes 38, noes 11. Mr. Millikin reported back the bill incorporating the Craw-fordsville and Indianapolis Railroad Company with two amendments: 1st, giving to the State the power to fix the rate of toils; which, on motion of Mr. Beard, was laid on the table; 2d, striking out the provision exempting the stock

Mr. Beard moved to lay this amendment on the table; lost, ayes 20, noes 26. The amendment was then concurred in by consent. Mr. Beard moved a further amendment, by striking out the remainder of the 21st section, making the stockholders in-

dividually liable for the amount of stock subscribed by them; which was adopted; ayes 29, noes 20. Mr. Beard moved to amend dy striking out the 22d section years, yet enough was made the 15 years to fully pay the in the charter, containing the repealing clause. After some ioss of the 16th year. It would not do to legislate for every discussion on the question, in which Messrs. Orth, Ellis discussion on the question, in which Messrs. Orth, Ellis Osborn, Berry, and Walpole maintained the motion, and

> Mr. Henry offered an amendment, embodying the individual liability clause. Mr. Ellis moved to lay the amendment on the table; which

carried; ayes 31, noes 18. Mr. Beard offered an amendment relative to the right way and the assessment of damages. Mr. Verbrike moved to amend the amendment by making Mr. Beard moved to lay said amendment on the table

which carried. The question being on the adoption of the amendment of And the bill was, on motion of Mr. Beard, ordered to b engrossed for a third reading. On motion of Mr. Millikin, the message of the House cor

The Senate adjourned: HOUSE OF REPRESENTATIVES. THURSDAY, Jan. 20th, 1847.

The House then went into a committee of the whole of the Governor's Message, Mr. Harvey in the chair. After considering the same, the committee arose, and b their chairman reported progress; and the report was con-Reports from Standing Committees.

By Mr. Laue, of the committee of Ways and Means, i By Mr. Terry, of judiciary committee, of a bill for th relief of John Harner.

By Mr. Terry, recommending the indefinite postponemen of a bill for the relief of securities. By Mr. Terry, of a bill creating the office of Attorney General, and prescribing his duties. By Mr. Ferry, of a bill regulating agencies of foreign in

By Mr. Terry, of a bill amending the statute of divorces was recommended to be postpoued indefinitely. By Mr. Terry, that it was inexpedient to legislate upor the matter therein named; laid on the table. By Mr. Blythe, from the same committee, of a bill in rela-

By Mr. Terry, of a bill regulating the action of eject-

tion to the court of Dearborn in certain proceedings therein By Mr. Miller, of committee on roads, of a bill for the By Mr. Miller, of a bill for the vacation of a State road By Mr. Miller, of a bill repealing a certain act therei

By Mr. Thompson, of a bill for the location of a Sta road in Posey county. By Mr. Thompson, of a bill for the location of a Stat road in White and Carroll counties. By Mr. Mitler, that it was inexpedient to vacate a certa

By Mr. May, of a bill incorporating the "Indiana Cotto By Mr. Williams, of a bill incorporating the Madison and Cross Plains Tumpike company.

By Mr. Short, of a bill incorporating the Liberty and Brown town Turnpike Company.

By Mr. Harvey, of the committee on corporations, of

By Mr. Williams, incorporating the Kennelton Glass Man ufacturing Company. By Mr. Williams, incorporating the Kennelton Foundry. By Mr. Harvey, of a bill incorporating the German Evangelical St. John Church, in Dearborn county.

By Mr. Hull, of a bill incorporating the Kennelton Cotton

By Mr. Harvey, incorporating the town of Aurora as By Mr. Hull, of a bill incorporating the Attica and Wa ien county bridge Company. By Mr. Harvey, of a bill incorporating the Clay Cotto

By Mr. Gooding, incorporating the Madison and Brownstown Tumpike Company. By Mr. Hull, incorporating the Kennelton Paper Mill. By Mr. Short, incorporating the Ward Cotton Mill. By Mr. Harvey, incorporating the Madison, Lexington and Brownstown Tumpike Company.

By Mr. May, incorporating the Taylor Cotton Mills-all

of which were separately concurred in by the House.

Reports from Select Committees. By Mr. McDonald of L., of a bill revising the road laws n Lake and Porter counties. By Mr. Williams of M., of a bill locating a State road in Madison and Hamilton counties. By Mr. Prather, of a bill for the election of township collector- and assessors in Jennings county.

By Mr. Gordon, of a bill vacating a certain block in the town of Hagerstown in Wayne county. By Mr. Sackett, of a bill declaring a misprint. By Mr. Winstandley, of a bill changing the name of Melissa Davis to Melissa Eveline Miller. By Mr. McDonald of A., of a bill for the erection of nill dam therein named.

By Mr. Fuller, of a bill relative to giveery license in War-

By Mr. McCounell, of a bill incorporating the Irequois Navigating Company. By Dr. Hunt, of a bill locating a certain State road in By Mr. Wolfe, incorporating the Louisville, Vincennes and Terre Haute Railroad Company-referred to the committee on corporations.

By Mr. Ford, incorporating the Brownstown Railroad Com-By Mr. Jones of S., inexpedient to legislate further upo the subject therein named. By Mr. Shryock, of a bill requiring the treasurer of Kosciusko county to refund certain moneys. By Mr. Widney, of a bill for the erection of a mill

in De Kalb county. By Mr. Harvey, of a bill repealing a certain act therein By Mr. Dougherty, of a bill legalizing an assessment of certain school certificate, for school lands in Morgan county. By Mr. Colip, of a bill making a change in the Strawtown

and Peru State road. By Mr. Widney, of a bill revising the road laws of Kalb county. By Mr. Dougherty, of a bill legalizing a certain act therein By Mr. Blythe, of a bill authorizing the sale of certain

own lots therein named. By Mr. Colip, for the erection of a mill dam in Hamilton county, over White river. By Mr. Line, of a bill relative to the incorporation of By Mr. Miller, of a bill repealing a certain act therein

By Mr. Dougherty, of a bill authorizing a certain deed to be By Mr. Frazier, of a bill authorizing the votes of Jeffertownships, and was under consideration when The House adjourned.

AFTERNOON SESSION. A bill for the relief of persons in certain counties therein named; was passed. Leave given Mr. Gooding to report from the committee on corporations, a bill to incorporate the Perry county Cotton Reports from Select Committees.

By Mr. Thompson of G., of a bill for the relief of certain purchasers of Seminary lands in Gibson county. By Mr. Dougherty, of a bill legalizing certain acts therein By Mr. Short, of a bill amendatory of a certain act therein named. By Mr. Blythe, of a bill for the vacation of certain lots

By Mr. May, of a bill for the formation of a new school By Mr. Cris vell, that no change is necessary in a certain State road in Ripley county.

By Mr. Neal, of a bill legalizing the proceedings of Commissioners of Boone county, relative to a State road therein By Dr. Ford, of a bill for the location of a State road

port from the Warden of the State prison; referred. Resolutions Introduced. By Mr. Williams of R., that the House meet the remai der of the session at half past 8 o'clock A. M., and half past By Mr. Covington, relative to incorporating all Railroad

therein named.

The Speaker then laid before the House an additional re-

Companies with the individual liability clause. He remarked he only wished the test to be applied now Mr. Gooding, moved to insert manufacturing companies Mr. Henry offered an amendment, containing the individu- | He was in favor of the individual liability clause-it was He was in favor of the harry quart mother. At the sugges-as necessary in the one kind as in the other. At the sugges-Mr. Hubbard moved the previous question: which was tion of several members, he withdrew the amenum

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pistory of corporations in this country was remarkable. There was no parallel to the evil. Chancellor Kent, had

argued ably in favor of the liability clause. Other legislatures had seen the evil of granting corporations without the liability clause. Massachusetts, New York, and Georgia, had, and now in all cases required this provision. Those States found it absolutely necessary to have those clauses inserted, to prevent the ruinous consequences resulting from irresponsible corporations. The inin principle between chartered companies, and individual partnerships. He looked upon the policy of granting charters without this clause as extremely dangerous. Here Mr. Neal read from Kent arguments in favor of that clause. He asked if gentlemen were not disposed to regard Chancellor Kent's opinions upon this subject? Let us now adopt some principle for our action.

The clause was for the purpose of a check upon the conduct of those companies. Mr. N. here made a fine eulogy upon the talent and character of Chancellor Kent. It seemed to him to be the true policy of the legislature to guard the interests of the people, in reference to those irresponsi-ble companies. If works cannot be accomplished without this clause, it would be better to have a delay in their com-

Mr. Keiser, said there was not capital enough in the State to carry on works of the kind. If the liability clause was in-erted, no foreign capital would be invested in im-provements. 'f individuals were liable for the failures of those companies, there would be no inducements for investments. It was to his interest to have a Railroad to get to the capital from Allen county, as it was a muddy inconvenient road; and he thought in the course of fifteen years the Railroad would be completed in that time, and in the course of nature he expected to live longer than that time, and he did not doubt but he would represent old Allen again. Mr. Kinney stated he did not recollect that a manufactur-

made a distinction between moneyed, and manufacturing companies. He would vote against any restriction of this kind on attempts to improve the country. Large dealers will always take care of themselves—laborers, the poor will not suffer, for they will be paid as their wages become due. There was in this State, iron sufficient to supply the whole world, and of coal also. Was it right to clog the facilities of using this material? Fifty years hence we may see cities

in this State. There should be no clogs to manufacturers in Mr. De Bruler said the people of this State are an agricultural people. Produce, would be raised in the Slate anyhow, and all brought in by manufactures would be clear

gain. Manufactures should then be encouraged. Mr. Gooding then suggested another amendment; laid on Mr. McDonald of L. remarked, it was the generally received oninion that individuals should be liable for their debts. If individuals should be liable, to should associated individuals. He should vote for the resolution.

couraged with such clauses, it would be well to have them in the charters. But it could not be done. It was the policy of the State to induce capital to be invested in the State. It could not be done with this clause. He was willing to incorporate the principle of protection of the people in this State, so far as was consistent with the encouragement of the investment of capital in the State. It would not do to insert this clause in manufacturing companies. The resolution was not adopted by the following vote: Those voting in the affirmative, were, Messis. Albin,

S., Kennard, Major, McConnell, McDonald of A., McDonald of L., Neal, Shryock, Stater and Timbrook, 16. Those voting in the negative, were, Messrs. Armstrong, Baldwin, Blackstone, Blythe, Bowling, Brown, Bryant, Cart, Chambers, Coble, Coffin, Cole, Colip, Commons, Conkerly, Criswell, Danner, Davis, De Bruler, Dimmett, Dobson, Dole, Daugherty, Doyle, Dunham, Ford, Frazier, Fuller, Goodman, Gooding, Graham, Hamilton, Hankins, Harvey, Hetfield, Huddleston, Hull, Hunt, Keiser, Kinney, Lane, Litchteberger, Little, Lockwood, Lowe, May, McCormick, McKinzie, Meredith, Miller, Mills, Morrison, Neff, Nimmons, Norris, Orr, Orton, Parker, Prather, Richmond, Robinson, Sackett, Short, Smiley, Stanton, Stone, Sullivan, Swi-

hart, Terry, Thompson of G., Thompson of C., Trimbly, Widney, Williams of K., Williams of M., Winstandley, Wolf, and Mr. Speaker, 81. By Mr. Brown, relative to an exhibition of the Blind in the hall of Representatives, next Tuesday evening; By Mr. Brown, relative to an exhibition of the deaf and dumb next Wednesday evening in the hall of Representatives; adopted.

By Mr. Slater, relative to inquiring whether the lessee of the State Prison, had not violated his lease in certain matters therein named; adopted. Leave given Mr. Robinson, to make a report of a bill for the relief of the White Water Valley Canal Company, with two amendments, which were adopted, and the bill passed. By Mr. Stanton, relative to inquiry as to the propriety of passing a law, preventing persons under the age of 16 years to marry, unless they can read the Bible, and cast up accounts, to take effect after the year 1853 as regards white

persons-and that the same be made the provisions of the Mr. Orton, by inserting in said resolution, an amendment; "unless he was a good whig." Amendment was adopted, and the resolution so amended

By Mr. Widney, relative to inquiry as to expediency of exempting certain real estate from execution, on contracts hereafter made; adopted. By Mr. Harlan, relative to requiring depositions to be taken under the same laws of other testimony; adopted. By Mr. Terry, relative to the propriety of abolishing the present law relating to county prosecutors; of inquiry as to

the same; indefinitely postponed. And the House adjourned. FRIDAY, January 21, 1848.

The Senate was called to order and the journal of the preceding day was read. Bills &c. Introduced. On motion of Mr. Green, the bill of the House changing the time of holding the Probate courts in the counties of Jefferson, Switzerland and Ohio, which passed. By Mr. Green, the bill of the House changing the name of

Elleuor Narcissa Brown; engrossed. House bill granting a charter to the citizens of the city of Rising Sun; referred. Mr. Green presented petitions on the subject, which were referred to the same committee.

On motion of Mr. Montgomery, so much of the report of the trustees of the Wabash and Erie Canal, as refers to the

construction of side cuts at Williamsport and Independence, and the supplying of water for said Canal between Lafayette and Cole creek : referred. On motion of Mr. Berry, the report of the Warden of the State Prison was taken up and referred. Mr. Orth give notice that he would on to-morrow move to amend the rules of the Senate, so as to make a motion to lay

on the table not susceptible of debate. Petitions presented. By Messrs. Stewart, Huffstetter, and Randall; which Reports from Standing Committees.

of Union, in the county of St. Joseph; passed. Mr. Burbour reported back the bill to amend the cords of the town of Huntington; passed. Mr. Green reported back a bill to incorporate the Richmond University; which was laid on the table By Mr. Murray: a bill for the relief of A. G. Selman;

which was read a first time.

Mr. Day: a bill levying a road tax in the township

Reports from Select Committees. By Mr. Milligan: a bill incorporating the Portland and Ohio Railroad Company.

By Mr. Miller: a bill to regulate the retailing of ardent spirits in the counties of Gibson and Posey; read a first

By Mr. Martin: a bill authorizing the commissioners of Lagrange county to sell the county seminary building in said county; read a first time. Mr. English reported back a bill to amend an act entitled an act to incorporate the Ohio and Indianapolis Rail-road Company, with two amendments; which were concurred in

Mr. Barbour offered an amendment restricting the com-

pany to some definite point in the terminus of the road;

which was lost-ayes 7, noes 38. Mr. Barbour offered an amendment making Charlestown a point on said road.

Mr. Read moved the previous question; which was seconded, and the bill engrossed for a third reading-ayes Mr. Hardin reported back a bill to amend the 10th chap-

ter of the revised statutes of 1843, in relation to the duties of county surveyors, with two amendments; which report was concurred in, and the bill and amendments en-Mr. Millikin reported back a bill explanatory of an act for the benefit of Ohio county; which passed By Mr. Simpson: a bill to incorprate the Milton and Waterloo Turnpike Company; read a first time.

Mr. Cassait reported, as a substitute for a bili referred

Wabash and Erie canal lands; which report was concur-

Mr. Cassatt reported back a bill for the relief of John By Mr. Holloway; a joint resolution relative to the na-tional road, instructing our Senators and requesting our Representatives to use their efforts to procure the passage of a law giving to private citizens the right to finish the

eastern department of said road.

By Mr. Taber; a bill to provide for the draining of swamps and wet lands; referred By Mr. Berry: a joint resolution relative to a mail route from Salem to Bloomington; read a first time
By Mr. Orth: a bill to change the name of Granville, in Tippecanoe, to Westown; read a first time.

Also, a bill to vacate a part of a State road in Tippecanoe county; read a first time.

Also, a bill for the relief of the members of the Wabash Fire Company of Lafayette; read a first time. Also a bill to incorporate the Tippecanoe Guards, of Tippecanoe county; read a first time.

By Mr. Read, a bill to amend an act to incorporate the

city of Jeffersonville; read a first time. On motion of Mr. Davis, a bill for the benefit of the New Albany and Salem Railroad Company was taken up and passed.

Senate adjourned. AFTERNOON SESSION.

Senate met. Permission being granted, Mr. Millikin reported from he committee on corporations, a bill granting the citizens

of Rising Sun a charter; which passed The bill incorporating the Ohio and Mississippi Railroad Company, on motion of Mr. Ellis, was taken up. Mr. Henry moved to refer the bill to a committee, with instructions to strike out the provision exempting the stock from taxation until the completion of the road.

Mr. Elis called for a division of the question; and the

question being on the re-committing of the bill, it was ost-ayes 20, noes 26. The question recurring on the passage of the bill, it was

passed-ayes 31 noes 15. The bill authorizing the voters of the State to vote for or against the holding of a convention for the revision of the constitution was taken up.

Mr. Orth moved the indefinite postponement of the bill;

which was last-ayes 23, noes 25. The question being on the engrossment of the bill, it carried-ayes 25, noes 23. Resolutions Introduced.

By Mr. Howell: that the Senate will, the flouse concurring, adjourn sine die on Monday, the 7th of Februa-Mr. Montgomery moved to lay the resolution on the

table; which was carried-ayes 25, noes 23.

By Mr. Stewart: that the committee on unfinished business be requested to report the bill for the relief of Robert Enri. By Mr. Verbrike: that the committee on education in-

quire into the expediency of increasing the amount of property not subject to execution, so as to let each family have sufficient property to school the children of such family; laid on the table Mr. Berry moved to take up the resolution relative to the message of the Governor containing the nomination

of Thomas L. Smith as a supreme judge; which carried; ing company ever failed; rendering a loss to the company. He ayes 29, noes 19. Mr Barbour moved to postpone the further considera-ion of the matter until Wednesday morning next, at 10 o'clock; which was lost. Mr. Osborn offered an amendment to the resolution as ollows: "The Senate hereby advises the Governor to appoint Charles Dewey one of the judges of the supreme

ourt, to serve as such for the term of seven years, from and after the adjournment of the present General Assembly; and the Senate hereby consents to his appointment Mr. Morrison rose to a point of order, and the Chair decided the amendment out of order. Mr. Osborn spoke for some time to the point raised by

Mr. Morrison, and was replied to by Mr. McCarty. The president withdrew his decision on the point of order-and the question being on the adoption of the amendment offered by Mr. Osborn, the previous question was moved by Mr. Stewart; which was seconded; ayes 26, noes 22. Mr. Lane said if institutions of this kind could be en-The question being on the original resolution offered by Mr. McCarty, confirming the appointment by the Gov-ernor of Thomas L. Smith as supreme judge, the resolu-

Ayes - Barbour, Berry, Coates, Day, English, Green, Hardin, Henry, Howell, Huffstetter, James, Malott, Marsh, Martin, McCarty, Miller, Milligan, Millikin, Morrison, Murray, Randall, Read, Rosseau, Stewart, Taber, Wa-Noes-Beard, Cassatt, Chenowith, Conduit, Conner, Covington, Gooding, Harlan, Holden, Jones of B., Jones of

tion was adopted-ayes 26, noes 22.

Cornet, Davis, Ellis, Goodenow, Hamrick, Holloway Houghton, Hubbard, Montgomery, Murphy. Orth, Osborn, Robinson, Simpson, Verbrike, Winchell, Zenor-22. Mr. Read offered a resolution instructing the committee on the State I rison to inquire whether it be expedient to sell the old prison; adopted.

contract by working the convicts without the walls of the prison, and inflicting corporeal punishment. Mr. Davis offered an amendment inquiring whether the varden was competent to perform the duties of his office. and the resolution and amendment were adopted by con-

Mr. Morrison, that the same committee inquire whe-

ther the lessee of the State Prison has not violated his

Bills Introduced. By Mr. Hamrick, to amend an act incorporating the Richmond and Terre Haute Railroad Company. By Mr. Marsh, to amend an act to provide for a free impike read in the county of Steuben. By Mr. Murray, to incorporate the Huntington and

By Mr. Goodenow, fixing the time of holding the comissioners' court in the county of Jefferson. By Mr. McCarty, changing the time for holding the Franklin probate court. By Mr. Waters, to amend the statutes in relation to wills and testamen s.

Whitley Ternpike Company.

By Mr Hardin, fixing the manner of summoning petit jurors in Johnson county. Senate adjourned. HOUSE OF REPRESENTATIVES. FRIDAY, January 21, 1848.

A bill for the relief of the heirs of Louisa Jane Cassatt, was taken from the table, the rules suspended and the bill Resolutions Introduced. By Mr. Stanton, relative to the inexpediency of amending certain Statule therein named; adopted. By Mr. Orr, relative to the fixing the number of miles to each county that members receive their mileage; adopted.

By Mr. Shryock, relative to the expediency of allowing specific salary to prosecuting attorneys under the new law; laid on the table. By Mr. McKinzie, relative to the propriety of repealing the individual liability clause in the Terre Haute and Richmond Railroad Company; adopted. By Mr. Dimmett, relative to the propriety of re-appraisement of lands forfeited to the State; adopted. By Mr. Short, relative to the propriety of removing the

State University from Bloomington. Mr. Wolfe moved to indefinitely postpone the resolutionwhich motion was withdrawn-and the resolution also was Mr. Blythe offered a resolution as to the expediency of inquiring what measures are necessary, to increase the usefulness of the Indiana University; adopted.

By Mr. Dobson, relative to amending certain laws therein named; adopted.

And the House adjourned.

AFTERNOON SESSION. Resolutions continued. By Mr. Lane, relative to the repealing certain present aws, relative to allowing fees to certain officers; adopted. By Mr. Lane, relative to an iequiry as to making a complete record by the clerks of the counties; adopted. By Mr. Prather, relative to changing the mode of applying the forfeitures by delinquents, and applying the same for

school purposes; adopted.

their property, both real and-personal; adopted. By Mr. Danner, that the legislature adjourn sine die, on the 31st of January next; laid on the table. By Mr. Stanton, that taxes shall not be levied upon color-ed people for school purposes. He asked if Negroes should be taxed, when there is no benefit to them? He did not wish his children to associate with those of Negroes; but he did think it not right to tax them for the benefit of whites;

By Mr. Stanton, relative to securing to married women,

Mr. Line thought the present school law exempted Negroes from taxation-that such a resolution was unneces-Mr. Stone remarked that the committee on education was preparing a bill containing a clause to that effect. The resolution was adopted. By Mr. Terry, that an amendment to g law therein named ;

By Mr. Brown, a joint resolution inviting Major General Zachary Taylor, to visit the capital. By Mr. Cole, consolidating the Winnemac and ---[A large number of bills were introduced, a list of which it be found in the Tri-Weekly of Jan. 22,] when The House adjourned.

The Washington Union says: Accounts are pouring in upon us from the army, respecting the opinion of the officers upon the best mode of carrying on the war, and obtaining a prompt and honorable peace. We have conversed with some of the officers who have arrived in this city. There seems to be very little diversity of opinion upon this question. We understand from an intelligent officer, who has arrived this week from the city of Mexico, that he does not know an officer, who, whatever may be his desire to return to the United States, hesitates to sav that to withdraw the troops from Mexico, or to occupy a defensive line, would be the most direct means of prolonging the war. The only plan for obtaining an early peace is a vigorous prosecution of the war. We further learn, that the officers of the army, of whatever party, with great unanimity, attribute the prolongation of the war to our party feuds; that the to the committee, a bill for the re-appraisement of the sentiments of the opposition press and leaders are greedily promulgated by the Mexicans among the people there; and the impression prevails among them. that a majority of the people of the United States are opposed to the war, and determined to bring it to a close. The officer further remarked, that, if Congress had voted the necessary supplies as soon as possible after its meeting, it would have had the happiest effect in Mexico, and in all probability would have se-

> 07 Mr. MATHIAS, a Senator from Philadelphia has submitted a joint resolution in the Legislature of Pennsylvania, authorizing the Governor of the State to procure a sword, and present it to General George

cured an early peace.